

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Laura Strauss	Team: Squad #5	CCRB Case #: 201906398	<input checked="" type="checkbox"/> Force <input checked="" type="checkbox"/> Discourt. <input type="checkbox"/> U.S. <input checked="" type="checkbox"/> Abuse <input type="checkbox"/> O.L. <input checked="" type="checkbox"/> Injury	
Incident Date(s) Saturday 07/20/2019 8:02 PM	18 Mo. SOL 01-20-2021	EO SOL 09-06-2021	Location of Incident: In front of [REDACTED] Lincoln Avenue; 75th Precinct stationhouse	Precinct: 75
Date/Time CV Reported Mon, 07/22/2019 9:19 AM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Mon, 07/22/2019 9:19 AM	

Complainant/Victim	Type	Home Address
1. Ja [REDACTED] Me [REDACTED]	Comp/Witness	[REDACTED]
2. Sh [REDACTED] Me [REDACTED]	Victim	[REDACTED]
3. Individuals	Victim	Unknown
4. Ma [REDACTED] Me [REDACTED]	Comp/Victim	[REDACTED]

Witness(es)	Home Address
1. Jo [REDACTED] Sm [REDACTED]	Unknown
2. Sh [REDACTED] Sm [REDACTED]	Unknown
3. Of [REDACTED] Unknown	Unknown
4. La [REDACTED] Unknown	Unknown
5. Ca [REDACTED] Me [REDACTED]	[REDACTED]
6. Li [REDACTED] Jo [REDACTED]	[REDACTED]
7. Pa [REDACTED] Da [REDACTED]	Unknown
8. Ty [REDACTED] Da [REDACTED]	Unknown

Subject Officer(s)	Shield	TaxID	Command
1. POM Sean Keegan	12338	954994	075 PCT
2. SGT M [REDACTED] Ha [REDACTED]	[REDACTED]	[REDACTED]	075 PCT
3. POM Jo [REDACTED] Re [REDACTED]	[REDACTED]	[REDACTED]	075 PCT
4. An officer			075 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Er [REDACTED] Bo [REDACTED]	[REDACTED]	[REDACTED]	075 PCT
2. POM Ja [REDACTED] Co [REDACTED]	[REDACTED]	[REDACTED]	075 PCT
3. POM Al [REDACTED] Ri [REDACTED]	[REDACTED]	[REDACTED]	075 PCT
4. POM Ro [REDACTED] De [REDACTED]	[REDACTED]	[REDACTED]	075 PCT
5. SGT Jo [REDACTED] Al [REDACTED]	[REDACTED]	[REDACTED]	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A . POM Sean Keegan	Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan frisked Sh [REDACTED] Me [REDACTED]	A . Unsubstantiated
B . POM Jo [REDACTED] Re [REDACTED]	Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Jo [REDACTED] Re [REDACTED] spoke discourteously to Sh [REDACTED] Me [REDACTED]	B . Unsubstantiated

Officer(s)	Allegation	Investigator Recommendation
C . POM Jo [REDACTED] Re [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Jo [REDACTED] Re [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]	C . Unsubstantiated
D . SGT M [REDACTED] Ha [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant M [REDACTED] Ha [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]	D . Unsubstantiated
E . POM Sean Keegan	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]	E . Exonerated
F . SGT M [REDACTED] Ha [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant M [REDACTED] Ha [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]	F . Exonerated
G . SGT M [REDACTED] Ha [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant M [REDACTED] Ha [REDACTED] used a chokehold against Sh [REDACTED] Me [REDACTED]	G . Substantiated
H . SGT M [REDACTED] Ha [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant M [REDACTED] Ha [REDACTED] restricted Sh [REDACTED] Me [REDACTED] breathing.	H . Substantiated
I . SGT M [REDACTED] Ha [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant M [REDACTED] Ha [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]	I . Exonerated
J . POM Jo [REDACTED] Re [REDACTED]	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Jo [REDACTED] Re [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]	J . Exonerated
K . POM Sean Keegan	Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to Sh [REDACTED] Me [REDACTED]	K . Unfounded
L . POM Sean Keegan	Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]	L . Unfounded
M . POM Sean Keegan	Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to individuals.	M . Unfounded
N . POM Sean Keegan	Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to individuals.	N . Exonerated
O . POM Sean Keegan	Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to Ma [REDACTED] Me [REDACTED]	O . Exonerated
P . POM Sean Keegan	Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan threatened to arrest individuals.	P . Exonerated
Q . POM Sean Keegan	Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to Sh [REDACTED] Me [REDACTED]	Q . Substantiated
R . POM Sean Keegan	Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan threatened Sh [REDACTED] Me [REDACTED] with the use of force.	R . Exonerated
S . An officer	Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, an officer threatened Sh [REDACTED] Me [REDACTED] with the use of force.	S . Exonerated
T . POM Sean Keegan	Force: At the 75th Precinct stationhouse, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]	T . Exonerated
U . POM Sean Keegan	Force: At the 75th Precinct stationhouse, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]	U . Unsubstantiated
V . POM Jo [REDACTED] Re [REDACTED]	Other Misconduct Noted: Police Officer Jo [REDACTED] Re [REDACTED] failed to prepare a memo book entry as required.	V . Other Misconduct

Case Summary

On July 22, 2019, Ja■■■■ Me■■■■ filed this complaint on the CCRB website, on behalf of her brother, Sh■■■■ Me■■■■. On July 20, 2019, Ja■■■■ Me■■■■ filed a duplicate complaint over the phone with IAB. The same day, Ma■■■■ Me■■■■ filed a duplicate complaint with IAB, generating original log ■■■■. The CCRB received the IAB complaint on August 1, 2019.

On July 20, 2019, at approximately 8:02 p.m., Sergeant Mi■■■■ Ha■■■■ Police Officer Sean Keegan, and Police Officer Jo■■■■ Re■■■■ of the 75th Precinct Anti-Crime team, stopped Mr. Me■■■■ who was smoking marijuana in front of ■■■■ Lincoln Avenue in Brooklyn. PO Keegan allegedly frisked Mr. Me■■■■ (**Allegation A: Abuse of Authority, unsubstantiated**). PO Re■■■■ allegedly told Mr. Me■■■■ “Stop fucking resisting” (**Allegation B: Discourtesy, unsubstantiated**). PO Re■■■■ then allegedly punched Mr. Me■■■■ upper neck and Sgt. Ha■■■■ allegedly punched Mr. Me■■■■ jaw or lower cheek (**Allegations C-D: Force, unsubstantiated**). Mr. Me■■■■ began fighting back and threw several punches at the officers. Sgt. Ha■■■■ and PO Keegan punched Mr. Me■■■■ (**Allegations E-F: Force, exonerated**). Sgt. Ha■■■■ used a chokehold against Mr. Me■■■■ which restricted his breathing (**Allegations G-H: Force, substantiated**). Sgt. Ha■■■■ and PO Re■■■■ took Mr. Me■■■■ to the ground (**Allegations I-J: Force, exonerated**). PO Keegan allegedly told Mr. Me■■■■ “Stop fucking resisting” (**Allegation K: Discourtesy, unfounded**). After officers handcuffed Mr. Me■■■■ PO Keegan allegedly punched Mr. Me■■■■ in the face (**Allegation L: Force, unfounded**).

A large group of Mr. Me■■■■ friends and family members gathered to watch the interaction. PO Keegan allegedly asked individuals, “What the fuck is the address?” (**Allegation M: Discourtesy, unfounded**). PO Keegan told individuals and Ma■■■■ Me■■■■ “Back the fuck up,” and he told individuals that they could be arrested and (**Allegation N-O: Discourtesy, exonerated; Allegation P: Abuse of Authority, exonerated**). PO Keegan told Mr. Me■■■■ “Don’t fucking touch me” (**Allegation Q: Discourtesy, substantiated**). PO Keegan told Mr. Me■■■■ that he would use a Taser against him if he did anything while the officers adjusted his handcuffs (**Allegation R: Abuse of Authority, exonerated**). An officer allegedly held a Taser against Mr. Me■■■■ body (**Allegation S: Abuse of Authority, exonerated**). At the 75th Precinct stationhouse, PO Keegan pushed Mr. Me■■■■ into a wall near the holding cells and lifted Mr. Me■■■■ cuffed arms upward behind him (**Allegation T: Force, exonerated; Allegation U: Force, unsubstantiated**). PO Re■■■■ failed to prepare a memo book entry (**Allegation V: Other misconduct noted**).

Mr. Me■■■■ was arrested and charged with two counts of assaulting a police officer, resisting arrest, obstructing governmental administration, disorderly conduct, and criminal possession of marijuana (BR 01). Mr. Me■■■■ received an Adjournment in Contemplation of Dismissal and his charges were ultimately dismissed.

The investigation obtained BWC footage from Sgt. Ha■■■■ PO Keegan, PO Re■■■■ (BR 02-07), and many responding officers (BR 08-26), as well as brief cellphone video from Mr. Me■■■■ aunt (BR 27). All references to video evidence below refer to the time-stamp in the video player, and not to any on-screen clock embedded in the footage itself.

Patrol Borough Brooklyn North conducted a concurrent investigation (BR 28), which exonerated the forcible takedown and hand strikes, and which closed the remaining allegations as Unsubstantiated or Information and Intelligence.

The CCRB initially closed this case on July 31, 2019, at Mr. Me [REDACTED] request due to his open criminal case, and later reopened it on January 10, 2020. The investigation was further delayed by the COVID-19 global pandemic and delays in scheduling officers for remote interviews.

Sgt. Ha [REDACTED] has since been reassigned to the Warrants Division.

Findings and Recommendations

Allegation (A) Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan frisked Sh [REDACTED] Me [REDACTED]

Allegation (B) Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Jo [REDACTED] Re [REDACTED] spoke discourteously to Sh [REDACTED] Me [REDACTED]

It is undisputed that Sgt. Ha [REDACTED] PO Keegan, and PO Re [REDACTED] stopped Mr. Me [REDACTED] after seeing him smoking a marijuana cigarette on the sidewalk.

Mr. Me [REDACTED] testified (BR 29-30) that he put his arms up and out to the side after PO Keegan told him that he wanted to see what else Mr. Me [REDACTED] had on him. PO Keegan frisked Mr. Me [REDACTED] upper chest area, torso, and waistband. Sgt. Ha [REDACTED] and PO Re [REDACTED] each grabbed one of his wrists. Sgt. Ha [REDACTED] told Mr. Me [REDACTED] to stop resisting and Mr. Me [REDACTED] shrugged his shoulders and jerked his head back, indicating confusion, because he was not resisting. PO Re [REDACTED] told Mr. Me [REDACTED] “Stop fucking resisting.”

The investigation was unable to contact or locate any of the potential witnesses who were next to Mr. Me [REDACTED] when the police arrived. Ja [REDACTED] Me [REDACTED] Ma [REDACTED] Me [REDACTED] and Mr. Me [REDACTED] mother, Ca [REDACTED] Me [REDACTED] all ultimately refused to provide statements to the investigation.

PO Keegan denied that he frisked Mr. Me [REDACTED]. He testified (BR 31) that Mr. Me [REDACTED] moved his arm behind his back when the officers approached. PO Keegan reached for that area to recover the marijuana cigarette. Mr. Me [REDACTED] tensed up and moved his arms upward into a striking position. PO Keegan attempted to grab Mr. Me [REDACTED] arms but could not get a grip. Mr. Me [REDACTED] then punched PO Keegan in the face, and a struggle ensued as officers tried to handcuff Mr. Me [REDACTED]. PO Keegan did not recall if he or his partners said, “Stop fucking resisting.” Sgt. Ha [REDACTED] and PO Re [REDACTED] testimonies (BR 32-33) were generally consistent with PO Keegan’s. They both denied that PO Keegan frisked Mr. Me [REDACTED]. Sgt. Ha [REDACTED] testified that Mr. Me [REDACTED] moved his hands downward toward his waistband. PO Keegan grabbed Mr. Me [REDACTED] wrists, but he broke free of PO Keegan’s grasp. As Sgt. Ha [REDACTED] attempted to grab Mr. Me [REDACTED] hands, Mr. Me [REDACTED] punched Sgt. Ha [REDACTED] in the face. Sgt. Ha [REDACTED] could not recall if any officer made the alleged profane remark, and PO Re [REDACTED] denied doing so.

The BWC footage did not capture PO Keegan frisking Mr. Me [REDACTED] or making the alleged profane remark to him, but it also did not provide a comprehensive account of this portion of the incident. The interaction began at approximately 00:31 in PO Keegan’s BWC footage (BR 02), when he asked Mr. Me [REDACTED] “Is it just bud on you, that’s it?” Mr. Me [REDACTED] replied yes. PO Keegan told Mr. Me [REDACTED] to stand up and that he was not under arrest, and he complied. PO Keegan told Mr. Me [REDACTED] to relax and stated, “Stop, stop, don’t reach.” The angle of PO Keegan’s BWC made it impossible to determine if he frisked any part of Mr. Me [REDACTED] body at that time. Sgt. Ha [REDACTED] BWC, at approximately 00:25, showed PO Keegan lifting Mr. Me [REDACTED] arms upward at his sides. Mr. Me [REDACTED] pushed PO Keegan away. The interaction then unfolded

very rapidly, with officers reaching for Mr. Me [REDACTED] arms and repeatedly telling him to stop pushing. The officers' BWCs jerked around and did not have a clear view of the struggle, and the audio was muddled due to the rattling of the BWCs and the raised voices of the officers, Mr. Me [REDACTED] and numerous bystanders. At 00:53 in PO Keegan's BWC, a muffled voice appeared to use the word "fuck," but the audio was too poor to determine the context or discern who used the word.

Absent additional evidence, the investigation could not determine whether PO Keegan frisked Mr. Me [REDACTED] nor whether PO Re [REDACTED] used profanity toward Mr. Me [REDACTED] before the physical struggle began. It is therefore recommended that **Allegations A-B** be closed as **unsubstantiated**.

Allegation (C) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Jo [REDACTED] Re [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]

Allegation (D) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant Mi [REDACTED] Ha [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]

Mr. Me [REDACTED] recounted that he protested to the officers that he was not resisting, and that he began to remark, "All this for marijuana." At that point, PO Re [REDACTED] punched Mr. Me [REDACTED] upper neck, behind his ear, with his right fist. Sgt. Ha [REDACTED] then punched Mr. Me [REDACTED] in the jaw or lower cheek area. Mr. Me [REDACTED] started fighting back and tried to punch PO Re [REDACTED] and Sgt. Ha [REDACTED]. As noted above, the investigation was unable to obtain testimony from any civilian witnesses.

Mr. Me [REDACTED] records from Brookdale Hospital (BR 35) detail that he was diagnosed with swelling and contusion to his forehead, an abrasion above his right eye, and a two-centimeter facial laceration below his left eye. The facial laceration was closed with Steri-strips. Mr. Me [REDACTED] ambulance records (BR 36) are consistent with his medical records from Brookdale Hospital. Photographs taken by Mr. Me [REDACTED] attorney depict lacerations near Mr. Me [REDACTED] left eye (BR 37), swelling and bruising to his forehead (BR 38), and various abrasions on his body (BR 39-40).

All three officers consistently testified that Mr. Me [REDACTED] threw the first punch in the struggle, and that none of them punched him before that point. PO Keegan and PO Re [REDACTED] both testified that Mr. Me [REDACTED] began by punching PO Keegan in the face. Sgt. Ha [REDACTED] recounted that he tried to grab Mr. Me [REDACTED] hands, and Mr. Me [REDACTED] punched him near his eye. At that point, the officers decided to arrest Mr. Me [REDACTED]. Sgt. Ha [REDACTED] and PO Keegan prepared TRI reports (BR 34) documenting that Mr. Me [REDACTED] used hand strikes against them, and that they used hand strikes against him to overcome resistance or aggression and to defend themselves and other officers.

As described above, the BWC footage of this portion of the incident does not provide a comprehensive account. The chaotic nature of the struggle prevented the BWCs from maintaining a clear view of the incident. At 00:40 in PO Keegan's BWC footage (BR 02), the interaction quickly escalates and there is a great deal of movement. Mr. Me [REDACTED] tells the officers to chill and an officer states, "Stop pushing." At this point, Sgt. Ha [REDACTED] BWC falls to the ground and captures the viewpoint from below. At 00:56, Sgt. Ha [REDACTED] moves his closed fist toward Mr. Me [REDACTED] upper body and Mr. Me [REDACTED] throws a hook punch toward Sgt. Ha [REDACTED]. PO Keegan moves his right arm toward Mr. Me [REDACTED] and Mr. Me [REDACTED] swings his arm toward PO Keegan.

As will be explained below, the investigation found that the officers were justified in punching Mr. Me [REDACTED] once he began violently struggling with them. However, given the conflicting testimony and the

inconclusive BWC footage, the investigation lacked sufficient evidence to determine whether, as Mr. Me [REDACTED] alleged, the officers began punching him first without apparent provocation. It is therefore recommended that **Allegations C and D** be closed as **unsubstantiated**.

Allegation (E) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]

Allegation (F) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant Mi [REDACTED] Ha [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]

Allegation (I) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant Mi [REDACTED] Ha [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]

Allegation (J) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Jo [REDACTED] Re [REDACTED] used physical force against Sh [REDACTED] Me [REDACTED]

It is undisputed that PO Keegan and Sgt. Ha [REDACTED] each punched Mr. Me [REDACTED] at least once during the struggle. It is also undisputed that PO Re [REDACTED] and Sgt. Ha [REDACTED] took Mr. Me [REDACTED] to the ground.

As noted above, Mr. Me [REDACTED] acknowledged that he began trying to punch the officers after they punched him. He also struck PO Keegan with his knee. When Sgt. Ha [REDACTED] later held Mr. Me [REDACTED] in a chokehold, PO Keegan punched Mr. Me [REDACTED] three times about his left eye. PO Keegan attempted to lift Mr. Me [REDACTED] as Sgt. Ha [REDACTED] held him in a chokehold, and eventually Mr. Me [REDACTED] went to the ground on top of PO Re [REDACTED]. Once on the ground, Mr. Me [REDACTED] landed on top of PO Re [REDACTED] and dug his nails into PO Re [REDACTED] collarbone. He also leaned his head backwards to headbutt PO Re [REDACTED] but did not actually headbutt him. PO Keegan then punched Mr. Me [REDACTED] ribs repeatedly. As noted above, Mr. Me [REDACTED] medical records documented facial injuries consistent with being punched in the face.

PO Keegan did not think he punched Mr. Me [REDACTED] when Mr. Me [REDACTED] was still standing upright. He was dazed from Mr. Me [REDACTED] punching him in the face two or three times, and he was focused on trying to grab Mr. Me [REDACTED] wrists. Mr. Me [REDACTED] was still actively resisting on the ground and was not yet cuffed, and he did not comply with PO Keegan's orders to stop resisting and give the officers his hands. PO Keegan punched Mr. Me [REDACTED] once in the shoulder area. PO Keegan did not observe Sgt. Ha [REDACTED] or PO Re [REDACTED] use a hand strike against Mr. Me [REDACTED]. Ultimately, the officers had to cuff Mr. Me [REDACTED] hands in front of his body because they could not get his hands behind his back.

Sgt. Ha [REDACTED] admitted to punching Mr. Me [REDACTED] face or head after Mr. Me [REDACTED] punched him, and as Mr. Me [REDACTED] continued to attempt to punch all three officers. Sgt. Ha [REDACTED] was not certain whether all of his attempts to punch Mr. Me [REDACTED] were successful. After approximately 30 seconds, Mr. Me [REDACTED] and all the officers fell to the ground. Mr. Me [REDACTED] kicked his legs, flailed his arms, and continued to refuse to put his hands behind his back once he was on the ground. Sgt. Ha [REDACTED] did not punch Mr. Me [REDACTED] once he was on the ground.

PO Re [REDACTED] testimony was generally consistent with that of his partners. He was not sure if his partners punched Mr. Me [REDACTED] but he recalled seeing "fists going back and forth" during the struggle. He recounted that he eventually wrapped his arms around Mr. Me [REDACTED] legs and lifted to take Mr. Me [REDACTED] to the ground.

As noted above, Sgt. Ha [REDACTED] and PO Keegan created TRI reports documenting that they used hand strikes against Mr. Me [REDACTED] PO Re [REDACTED] and Sgt. Ha [REDACTED]. TRI reports specified that they each participated in a forcible takedown. Sgt. Ha [REDACTED] prepared an AIDED report indicating that he was struck multiple times about the head and body, that he fell to the ground on his right elbow, and that he suffered pain, swelling, and minor abrasions. PO Keegan's AIDED stated that he was struck several times about the head and body, and he sustained swelling to the left side of his head and the right side of his jaw. Both officers declined medical attention (BR 54).

The chaotic nature of the struggle prevented the BWCs from capturing a comprehensive view, and Sgt. Ha [REDACTED] and PO Re [REDACTED] BWCs both fell to the ground during the struggle. As noted above, Sgt. Ha [REDACTED] footage shows Mr. Me [REDACTED] apparently trading attempted punches with Sgt. Ha [REDACTED] and PO Keegan while still upright. Throughout this period, Sgt. Ha [REDACTED] PO Keegan, and PO Re [REDACTED] struggle to handcuff Mr. Me [REDACTED] who continually moves around, pulls away, and is not compliant. At 01:12, PO Keegan turns away to address bystanders. Once he turns back to the struggle, Mr. Me [REDACTED] Sgt. Ha [REDACTED] and PO Re [REDACTED] are already on the ground. At 02:03 in PO Keegan's BWC footage, the officers are still attempting to handcuff Mr. Me [REDACTED] who continues to resist. At the 02:10 mark, it appears that PO Keegan moves his hand in the direction of Mr. Me [REDACTED] upper body, and there is a thudding noise. An individual in the background states that officers should stop punching Mr. Me [REDACTED]. As described below, Sgt. Ha [REDACTED] briefly puts Mr. Me [REDACTED] in a chokehold at approximately 01:04 in PO Re [REDACTED] BWC, and PO Keegan does not punch Mr. Me [REDACTED] at all during that time.

Based upon the BWC footage, the investigation determined that PO Keegan did not, as Mr. Me [REDACTED] alleged, punch Mr. Me [REDACTED] multiple times in the face while Mr. Me [REDACTED] was restrained in a chokehold.

Officers may use force when it is reasonable to place a person in custody, to ensure the safety of themselves, and to protect other officers. Any use of force must be reasonable under the circumstances and not excessive. In determining whether the use of force is reasonable, relevant factors include the nature and severity of the crime, the actions taken by the subject, the immediacy of the perceived threat or harm to officers, whether the subject is actively resisting custody, and whether the subject is attempting to evade arrest by flight. NYPD Patrol Guide Procedure 221-01 (BR 44).

It is clear that PO Keegan and Sgt. Ha [REDACTED] were justified in punching Mr. Me [REDACTED] and that PO Re [REDACTED] and Sgt. Ha [REDACTED] were justified in taking Mr. Me [REDACTED] to the ground, as Mr. Me [REDACTED] threw several punches at them, actively resisted arrest for several minutes, and resisted to such a degree that they could not rear-cuff him. Mr. Me [REDACTED] injuries were consistent with being punched in the face, and they did not indicate that the officers used an excessive amount of force under the circumstances, given Mr. Me [REDACTED] physical aggression and level of resistance. It is therefore recommended that **Allegations E-F & I-J** be closed as **exonerated**.

Allegation (G) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant Mi [REDACTED] Ha [REDACTED] used a chokehold against Sh [REDACTED] Me [REDACTED]

Allegation (H) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Sergeant Mi [REDACTED] Ha [REDACTED] restricted Sh [REDACTED] Me [REDACTED] breathing.

Mr. Me [REDACTED] testified that while he was struggling with officers, Sgt. Ha [REDACTED] came behind him and placed his left arm around Mr. Me [REDACTED] neck and under his chin. Mr. Me [REDACTED] described the maneuver as a

chokehold. Sgt. Ha [REDACTED] held his bicep against the front of Mr. Me [REDACTED] neck for approximately three or four seconds, and Mr. Me [REDACTED] breathing was restricted during that time.

At 01:04 in PO Re [REDACTED] BWC footage (BR 05), the camera pans toward Sgt. Ha [REDACTED] who is standing behind Mr. Me [REDACTED] and has his left arm placed on Mr. Me [REDACTED] neck and upper chest. Sgt. Ha [REDACTED] left forearm is placed against the front of Mr. Me [REDACTED] neck. The entirety of Sgt. Ha [REDACTED] forearm is completely nestled underneath Mr. Me [REDACTED] chin, and it appears that his right hand is clasped to his left hand. It is not clear at exactly what point Sgt. Ha [REDACTED] releases his arm (see screenshot images at BR 45). A brief view of this portion of the incident is also in PO Keegan's BWC footage (BR 02) at approximately 01:12, when Sgt. Ha [REDACTED] left arm is against the front of Mr. Me [REDACTED] neck (see screenshot images at BR 46).

Sgt. Ha [REDACTED] denied that he used a chokehold, denied that he put any pressure on the front of Mr. Me [REDACTED] neck with his arm or wrist, and denied that he restricted Mr. Me [REDACTED] breathing. After reviewing the relevant portion of PO Re [REDACTED] BWC footage, Sgt. Ha [REDACTED] explained that he was taught a "clinch" maneuver in the Police Academy, which is used by clinching an individual's upper body to stop him from hitting you. He specified that the footage showed him using this clinch maneuver at 01:05 in the footage. Sgt. Ha [REDACTED] testified that he squeezed Mr. Me [REDACTED] upper body and placed pressure with his left elbow against Mr. Me [REDACTED] left bicep, in order to pin his arm to his body. Sgt. Ha [REDACTED] right arm was in between Mr. Me [REDACTED] shoulder blades, on his back. The clinch technique typically involves clasping your hands together and squeezing with your arms. Sgt. Ha [REDACTED] did not recall if he was able to clasp his hands together or where his hands were positioned. As Sgt. Ha [REDACTED] held his left elbow against Mr. Me [REDACTED] left bicep, he squeezed his elbows together. Sgt. Ha [REDACTED] stated, "At some point if my arm was touching his neck, that's obviously not my intention, I'm trying to just not get hit, I'm squeezing his left arm down so he can't punch me or the other cops."

PO Keegan and PO Re [REDACTED] testified that they did not see Sgt. Ha [REDACTED] place Mr. Me [REDACTED] into a chokehold or restrict Mr. Me [REDACTED] breathing in any manner. Neither officer recounted Mr. Me [REDACTED] having trouble breathing at any point. Upon viewing PO Re [REDACTED] BWC footage, PO Keegan and PO Re [REDACTED] stated that they did not independently recall Sgt. Ha [REDACTED] placing Mr. Me [REDACTED] into a chokehold.

Sgt. Ha [REDACTED] training materials from the Academy (BR 47, summarized BR 48) detail that a "clinch" is utilized to control an attacker's arms and body while momentarily protecting the officer from strikes. While facing the subject, the clinch involves clamping down on the subject's upper arm with one hand, grabbing inside the subject's opposite elbow (between his forearm and bicep) with the other hand, pinning the subject's arm against their chest, and lowering one's body weight. Relevant pages from the training materials have photographs that depict how the clinch should be utilized (BR 49). The training materials do not depict any portion of the clinch maneuver in which an officer is supposed to put his arm around the subject's neck or in which the officer is supposed to join his hands together and squeeze with his arms.

Based upon the BWC footage, the investigation determined by a preponderance of the evidence that Sgt. Ha [REDACTED] applied pressure to the front of Mr. Me [REDACTED] neck. The footage clearly shows his left forearm against Mr. Me [REDACTED] neck, and Sgt. Ha [REDACTED] himself testified that he was attempting to use a maneuver which involved applying pressure with his arms by squeezing his elbows together. The footage is largely consistent with Mr. Me [REDACTED] account of the chokehold, except that Mr. Me [REDACTED] thought it was Sgt.

Ha [REDACTED] bicep applying the pressure as opposed to his forearm. The investigation therefore also credited that Sgt. Ha [REDACTED] briefly restricted Mr. Me [REDACTED] breathing.

NYPD Patrol Guide Procedure 221-01 states that a chokehold shall include, but is not limited to, any pressure to the throat or windpipe which may prevent or hinder breathing or reduce intake of air. Officers are prohibited from using chokeholds (BR 44).

Regardless of whether Sgt. Ha [REDACTED] was attempting to use an approved clinch maneuver, he clearly deviated from any approved maneuver when he wrapped his arm around the front of Mr. Me [REDACTED] neck. As a result, the investigation concluded that Sgt. Ha [REDACTED] used a chokehold and restricted Mr. Me [REDACTED] breathing. It is therefore recommended that **Allegations G-H** be closed as **substantiated**.

Allegation (K) Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to Sh [REDACTED] Me [REDACTED]

Allegation (L) Force: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]

Allegation (M) Discourtesy: Police Officer Sean Keegan spoke discourteously to individuals.

As noted above, Mr. Me [REDACTED] recounted that he dug his nails into PO Re [REDACTED] collarbone and moved as if to headbutt him, and that PO Keegan punched his ribs repeatedly. In addition, Mr. Me [REDACTED] alleged that PO Keegan said, “Stop fucking resisting,” while punching him. Mr. Me [REDACTED] further alleged that once PO Re [REDACTED] front-cuffed him, PO Keegan punched him in the face approximately three more times, ostensibly because PO Keegan did not realize that Mr. Me [REDACTED] was already cuffed. Mr. Me [REDACTED] further alleged that PO Keegan yelled and cursed at a large crowd of friends, family members, and neighbors who gathered to watch the interaction. Specifically, he recounting PO Keegan asking the crowd, “What the fuck is the address?”

PO Keegan’s BWC footage (BR 02) shows that Mr. Me [REDACTED] testimony was not accurate. At 01:12, PO Keegan asked members of the crowd for the address, but he did not use profanity while doing so. The entirety of PO Keegan’s interactions with the crowd were depicted on his BWC footage. At 02:03, Sgt. Ha [REDACTED] PO Keegan, and PO Re [REDACTED] attempted to handcuff Mr. Me [REDACTED]. The officers told Mr. Me [REDACTED] to give them his hands and to lay flat. Officers then placed a handcuff onto one of Mr. Me [REDACTED] wrists, and PO Keegan walked away, toward the crowd. At the 03:14 mark, PO Keegan approached PO Re [REDACTED] who was restraining Mr. Me [REDACTED] on the ground. PO Keegan realized that Mr. Me [REDACTED] was front cuffed, and he and several officers moved Mr. Me [REDACTED] handcuffs from the front to the rear. PO Keegan did not say, “Stop fucking resisting.” PO Keegan was not depicted punching Mr. Me [REDACTED] after he was handcuffed.

Based on the BWC footage, the investigation determined that PO Keegan did not make the alleged statements or use the alleged force. It is therefore recommended that **Allegations K-M** be closed as **unfounded**.

Allegation (N) Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to individuals.

Allegation (O) Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to Ma [REDACTED] Me [REDACTED]

Allegation (P) Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan threatened to arrest individuals.

It is undisputed that PO Keegan told bystanders to “back the fuck up” multiple times, and that he eventually told them they would be arrested if they did not comply.

Ma [REDACTED] Me [REDACTED] who provided a brief, unverified phone statement (BR 50), stated that an officer told her, “Step the fuck back.” As such, this allegation was also pled with her as a victim.

At 01:21 in PO Keegan’s BWC footage (BR 02), a woman in a striped shirt approached Sgt. Ha [REDACTED] and PO Re [REDACTED] and stood extremely close while they struggled on the ground to handcuff Mr. Me [REDACTED]. At 01:37, the woman’s hand was within inches of Mr. Me [REDACTED]. Beginning at 01:49, PO Keegan told individuals to step back approximately ten times. Throughout the interaction, approximately eight individuals walked around the area and stood several feet away from Mr. Me [REDACTED] and the officers as they were still struggling to handcuff him. Upon being told to step back, some individuals complied, some remained where they were standing, and some continued walking around. At 02:48, PO Keegan said to individuals, “Back up or you’re going to jail. Last chance. I’m giving you one more warning. Back the fuck up or you’re going to jail.” PO Keegan said, “Back the fuck up,” three more times. At this point, no additional officers had arrived, so PO Keegan was attempting to control the crowd by himself.

PO Keegan’s testimony was consistent with his BWC footage. He testified that a number of bystanders approached within five feet of Sgt. Ha [REDACTED] and PO Re [REDACTED] while they struggled on the ground with Mr. Me [REDACTED]. PO Keegan told them to back up approximately 10-20 times. They would comply with PO Keegan’s commands and step back, but when PO Keegan turned around, they would come closer again. After he issued multiple verbal warnings for the individuals to back up and they failed to comply, PO Keegan stated, “Get the fuck back,” several times. After those repeated verbal commands, PO Keegan told them they would be arrested if they did not comply. He testified that they could have been arrested for obstructing governmental administration, had they interfered with Mr. Me [REDACTED] arrest.

The NYPD’s disciplinary decisions “have consistently held that when a police officer uses an otherwise impolite word during a stressful street encounter where that officer is attempting to maintain control of the situation, the police officer’s verbal slip does not rise to the level of actionable misconduct.” NYPD Disciplinary Case No. 76927/04 (2004) (BR 51). A person is guilty of obstructing governmental administration when he intentionally obstructs, impairs, or perverts the administration of law or other governmental function or attempts to prevent a public servant from performing an official function. New York Penal Law § 195.05 (BR 52).

The footage shows that PO Keegan was attempting to control a stressful street encounter, that he repeatedly directed bystanders to move back before escalating to the use of profanity, and that his command continue to serve a legitimate law enforcement purpose once he began using profanity. It is therefore recommended that **Allegations N-O** be closed as **exonerated**.

Similarly, the footage shows that the civilians neared within inches of the officers who were still engaged in a violent struggle to apprehend Mr. Me [REDACTED]. PO Keegan was therefore justified in informing them that they would be arrested if they disobeyed his commands and remained close enough to potentially interfere with Mr. Me [REDACTED] arrest. It is therefore recommended that **Allegation P** be closed as **exonerated**.

Allegation (Q) Discourtesy: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan spoke discourteously to Sh [REDACTED] Me [REDACTED]

Beginning at 04:01 in PO Keegan's BWC footage, backup officers have already arrived. PO Keegan and approximately five officers helped restrain Mr. Me [REDACTED] who was still front-cuffed. At 04:26, PO Keegan told Mr. Me [REDACTED] "Don't fucking touch me." Mr. Me [REDACTED] replied that PO Keegan should stop "fucking" touching him. It was not visible what, if any, physical contact was made between Mr. Me [REDACTED] and PO Keegan.

Mr. Me [REDACTED] did not testify to this particular allegation. PO Keegan did not recall making the profane remark. Upon viewing his BWC footage, he stated that he could not identify whether it was his own voice, as the statement was muffled. He still had no independent recollection of making the statement. He did not deny making the statement.

The investigation determined that the voice in the footage was PO Keegan's, due both to its similarity to his voice at other points in the footage and its similarity to his voice during his CCRB interview.

The NYPD is committed to accomplishing its mission of protecting the lives and property of all citizens of New York City by treating every citizen with compassion, courtesy, professionalism, and respect. Officers must "maintain a higher standard of integrity than is generally expected of others." NYPD Patrol Guide Procedure 200-02 (BR 53). The NYPD's disciplinary decisions "have consistently held that when a police officer uses an otherwise impolite word during a stressful street encounter where that officer is attempting to maintain control of the situation, the police officer's verbal slip does not rise to the level of actionable misconduct." NYPD Disciplinary Case No. 76927/04 (2004) (BR 51).

At the point PO Keegan told Mr. Me [REDACTED] "Don't fucking touch me," Mr. Me [REDACTED] was front-cuffed and surrounded by many officers. Given that PO Keegan did not acknowledge making the statement, he did not provide a reason for using discourteous language at that specific point during the incident. As such, absent any clear law enforcement reason for PO Keegan to say, "Don't fucking touch me," the investigation determined that the profanity was not used due to an immediate need to maintain control within a stressful street encounter. PO Keegan's statement was discourteous in nature and violated the NYPD's mandate to treat citizens with compassion, courtesy, professionalism, and respect. It is therefore recommended that **Allegation Q** be closed as **substantiated**.

Allegation (R) Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, Police Officer Sean Keegan threatened Sh [REDACTED] Me [REDACTED] with the use of force.

Allegation (S) Abuse of Authority: At [REDACTED] Lincoln Avenue in Brooklyn, an officer threatened Sh [REDACTED] Me [REDACTED] with the use of force.

Mr. Me [REDACTED] recounted that, when the officers were going to briefly remove his handcuffs so they could move his arms from in front of his body to behind his back, PO Keegan instructed him not to move and threatened to use a Taser against him if he did not comply. Mr. Me [REDACTED] further alleged that he could feel an officer holding a Taser against his mid-back for about 20 seconds as the officers moved his handcuffs.

At 04:34 in PO Keegan's BWC footage, PO Keegan told Mr. Me [REDACTED] "If you do anything, you're gonna be tased," "You're gonna be tased if you do anything," and "If you do anything, we're going to tase you." The BWC footage does not show any officer holding a Taser to Mr. Me [REDACTED] body, but the footage does not provide a comprehensive view of the incident.

PO Keegan did not recall making the alleged statements, and he could not identify the officer's voice after viewing his BWC footage. PO Keegan testified that he and PO Re [REDACTED] were not equipped with Tasers at the time of the incident. He did not know if Sgt. Ha [REDACTED] carried one. He denied that any officer unholstered a Taser during the incident. Sgt. Ha [REDACTED] could not recall if he was equipped with a Taser at the time of the incident. PO Re [REDACTED] testified that he was not equipped with one. Neither officer recalled whether PO Keegan made any statements about using a Taser against Mr. Me [REDACTED]. Both officers denied holding a Taser against Mr. Me [REDACTED] back and did not recall seeing any other officer do so.

As noted above, the investigation determined that PO Keegan was the officer who made the statements in the footage. Ultimately, the investigation could not determine if any officer held a Taser against Mr. Me [REDACTED] back as he alleged.

Force may be used when it is reasonable to ensure the safety of a member of the service or a third person, or otherwise protect life, or when it is reasonable to place a person in custody or prevent escape from custody. In all circumstances, any application or use of force must be reasonable under the circumstances. NYPD Patrol Guide Procedure 221-01 (BR 44). A Taser should only be used against persons who are actively resisting, exhibiting active aggression, or to prevent individuals from physically injuring themselves or others. Active resisting includes physically evasive movements to defeat a member of the service's attempt at control or verbally signaling an intention to avoid or prevent being taken into or retained in custody. Active aggression is defined as a threat or overt act of an assault, coupled with the present ability to carry out the threat or assault, which reasonably indicates that an assault or injury to any person is imminent." NYPD Patrol Guide Procedure 221-08 (BR 55).

Mr. Me [REDACTED] exhibited active resistance and active aggression during a prolonged physical struggle, to the extent that he injured Sgt. Ha [REDACTED] and PO Keegan and that the officers could not even rear-cuff him. Under the circumstances, it was reasonable for PO Keegan to suspect that Mr. Me [REDACTED] might resume his violent conduct when the officers removed his handcuffs to bring them behind his back, and therefore it was reasonable for PO Keegan to threaten to use his Taser if Mr. Me [REDACTED] did so. Although the investigation could not determine which officer held a Taser against Mr. Me [REDACTED] back, or indeed whether any officer did so, the investigation concluded that such a threat of force similarly would have been justified under the circumstances. It is therefore recommended that **Allegations R-S** be closed as **exonerated**.

Allegation (T) Force: At the 75th Precinct stationhouse, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]

Allegation (U) Force: At the 75th Precinct stationhouse, Police Officer Sean Keegan used physical force against Sh [REDACTED] Me [REDACTED]

Mr. Me [REDACTED] recounted that PO Keegan grabbed him and led him toward the holding cells. Mr. Me [REDACTED] told PO Keegan to get off him and tried to move away from him. PO Keegan then used two hands and pushed Mr. Me [REDACTED] on his upper arm and chest, into the wall. At the time, Mr. Me [REDACTED] was one to two feet away from the wall and his chest hit the wall. Mr. Me [REDACTED] went "crazy" and started yelling, and PO Keegan slammed him into the wall again. PO Keegan then lifted Mr. Me [REDACTED] cuffed hands upward behind him, which caused a great deal of pain to Mr. Me [REDACTED]. Mr. Me [REDACTED] dropped to the floor on his knees. Mr. Me [REDACTED] testified that he sustained marks from the handcuffs on his wrists, and he specified that these marks were caused by PO Keegan lifting his arms behind him.

Mr. Me [REDACTED] provided photographs showing minor redness and abrasions on his wrists (BR 56-57). Mr. Me [REDACTED] medical records do not detail any injuries to his wrists (BR 35-36).

PO Keegan testified that he did not recall anything that happened at the stationhouse, aside from being treated by EMS personnel. He did not recall pushing Mr. Me [REDACTED] into a wall or lifting Mr. Me [REDACTED] arms upward while he was handcuffed. Sgt. Ha [REDACTED] similarly did not recall any interactions at the stationhouse, and PO Re [REDACTED] did not recall being present when officers brought Mr. Me [REDACTED] to a cell.

Beginning at 00:53 in PO Keegan's BWC footage (BR 03), PO Keegan and officers lead Mr. Me [REDACTED] toward the holding cells. It appears that Mr. Me [REDACTED] attempts to move around or pull away from the officers. At 11:12 in PO De [REDACTED] BWC footage (BR 16), PO Keegan and several officers pin Mr. Me [REDACTED] against the wall and hold him there, while officers place shackles on his ankles. At 11:56, Mr. Me [REDACTED] handcuffed arms are extended outward, so that his upper arms appear to be at a 90-degree angle from his back. PO Keegan and several officers hold Mr. Me [REDACTED] arms in this position. Mr. Me [REDACTED] screams throughout the incident. PO Keegan says that he does not want Mr. Me [REDACTED] arms near an officer's head—at that time, officers are kneeling down at Mr. Me [REDACTED] feet to place the leg shackles. The officers lower Mr. Me [REDACTED] arms once the leg shackling is complete. PO R [REDACTED] BWC footage (BR 12), at 00:42, shows another view of PO Keegan holding Mr. Me [REDACTED] arms outward in an extended position, while Mr. Me [REDACTED] bends forward slightly. Mr. Me [REDACTED] does not fall onto the ground at any point.

After being presented with BWC footage, PO Keegan stated that he did not independently recall any officer making physical contact with Mr. Me [REDACTED] or pushing him against the wall and could not explain how Mr. Me [REDACTED] arms came to be in an extended position.

Based upon the footage, the investigation concluded that PO Keegan merely held Mr. Me [REDACTED] against the wall and did not strike him against the wall in the manner alleged. The investigation also determined that PO Keegan lifted Mr. Me [REDACTED] cuffed arms behind him, and that Mr. Me [REDACTED] did not drop to his knees as he claimed.

Force may be used when it is reasonable to ensure the safety of a member of the service. In all circumstances, any application or use of force must be reasonable under the circumstances. NYPD Patrol Guide Procedure 221-01 (BR 44).

Though Mr. Me [REDACTED] alleged that PO Keegan forcefully pushed him against the wall twice, the BWC footage does not show PO Keegan, or any other officer, utilizing the degree of force described. Rather, as Mr. Me [REDACTED] moves away from officers who are attempting to bring him to a holding cell, PO Keegan and officers hold him against the wall, in order to restrain him and place shackles on his ankles. Given that such force was minimal and reasonable under the circumstances, it is recommended that **Allegation T** be closed as **exonerated**.

The investigation found reasonable PO Keegan's contemporaneous explanation in the footage that he was lifting Mr. Me [REDACTED] arms so that his hands would not be near the heads of the officers kneeling beside him, especially as PO Keegan only kept Mr. Me [REDACTED] arms lifted for the time it took the kneeling officers to apply the leg shackles. The relatively minor marks on Mr. Me [REDACTED] wrists were not necessarily indicative of excessive force, and they were also similar to the incidental marks sustained by any arrestee who resists while cuffed. Mr. Me [REDACTED] cries in the footage, however, emphasized that the lifting of his

arms did cause him pain. The use of force against a handcuffed prisoner inside a police facility requires a greater burden of reasonability, as many of the factors which can justify the use of force in a public incident are not present. As a result, the investigation could not determine whether PO Keegan's lifting of Mr. Me [REDACTED] arms was excessive, as the investigation was unable to assess the specific force with which he lifted the arms or whether he could have achieved his goal without lifting them to such a degree. It is therefore recommended that **Allegation U** be closed as **unsubstantiated**.

Allegation (V) Other Misconduct Noted: Police Officer Jo [REDACTED] Re [REDACTED] failed to prepare a memo book entry as required.

PO Re [REDACTED] failed to prepare a memo book entry as required by NYPD Patrol Guide Procedure 212-08. It is therefore recommended that he be cited for **other misconduct** with regard to **Allegation V**.

Civilian and Officer CCRB Histories

- [REDACTED]
 - [REDACTED]
- [REDACTED]
- [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
- PO Keegan has been a member of service for seven years and has been a subject in 13 CCRB complaints and 30 allegations, of which five were substantiated:
 - 201708175 involved substantiated allegations of physical force and a stop. The Board recommended Charges, PO Keegan was found guilty, and the NYPD imposed a forfeiture of 18 vacation days.
 - 201906894 involved substantiated allegations of physical force and discourtesies against PO Keegan. The Board recommended a Command Discipline A and a Command Discipline B. As of the date of this report, the NYPD has not imposed discipline.
 - 202007357 is pending investigation.
 - PO Keegan's CCRB history does not show a pattern pertinent to this investigation.
- [REDACTED]
 - [REDACTED]
 - [REDACTED]

Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.
- As of January 5, 2021, the NYC Comptroller's Office has no record of a Notice of Claim being filed regarding this complaint (BR 60).

- [REDACTED]
- [REDACTED]
- [REDACTED]

Squad No.: 5

Investigator: Laura Strauss Inv. Laura Strauss 7/6/2021
Signature Print Title & Name Date

Squad Leader: Daniel Giansante IM Daniel Giansante July 6, 2021
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date